

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
MAY 4, 2004
(9:00 A.M.)**

Proceedings of a regular meeting of the Board of County Commissioners of St. Johns County, Florida, began and held in the Auditorium at the County Administration Building, 4020 Lewis Speedway (County Road 16-A) and U.S. 1 North, St. Augustine, Florida.

Present were: Karen Stern, District 2, Chair
 Bruce Maguire, District 4, Vice Chair
 Nicholas Meiszer, District 1
 Marc Jacalone, District 3
 Ben W. Adams, Jr., County Administrator
 Daniel Bosanko, County Attorney
 Michael Hunt, Deputy County Attorney
 Lenora Newsome, Deputy Clerk

Also present: Cheryl Strickland, Clerk of Court

(05/04/04 - 1 - 9:10 a.m.)
Chair Stern called the meeting to order.

(05/04/04 - 1 - 9:10 a.m.)
Meiszer gave the Invocation and Jacalone led the Pledge of Allegiance.

(05/04/04 - 1 - 9:11 a.m.)
ROLL CALL

Stern mentioned that all the Commissioners were present, with the exception of Jim Bryant.

(05/04/04 - 1 - 9:11 a.m.)
SPECIAL PRESENTATION OF A CHECK FROM THE PEPSI COLA BOTTLING GROUP

Rick Ford spoke on presenting a check for \$1,000 from the Pepsi Cola Bottling Group to go toward scholarships. Dan Weimer, Parks and Recreation, mentioned that Pepsi was also selling sport drinks, juice drinks and water, which was good for the kids.

(05/04/04 - 1 - 9:15 a.m.)
PROCLAMATION DESIGNATING MAY, 2004, AS DRUG COURT MONTH

Meiszer read the proclamation and Judge Mathis accepted it, stating that they had some successes and some failures with the program, but overall the program was worth it.

(05/04/04 - 1 - 9:20 a.m.)
PROCLAMATION DESIGNATING MAY 8, 2004, AS LETTER CARRIERS FOOD DRIVE DAY

Maguire read the proclamation and Steve Kirland, the new Postmaster, and Julie Gustavson accepted it. Gustavson explained the Food Drive Program and how much they had collected so far.

(05/04/04 - 2 - 9:24 a.m.)

PROCLAMATION DESIGNATING MAY 3-7, 2004, AS NURSES WEEK

Jacalone read the proclamation and Susan Syrdahl accepted it. She introduced everyone who was present.

(05/04/04 - 2 - 9:28 a.m.)

PROCLAMATION DESIGNATING MAY 3-7, 2004, AS DRINKING WATER WEEK

Jacalone read the proclamation and Barry Stewart and Stacy Cowlsen accepted it.

(05/04/04 - 2 - 9:32 a.m.)

PROCLAMATION DESIGNATING MAY, 2004, AS OLDER AMERICANS MONTH

Stern read the proclamation and Cathy Brown accepted it.

(05/04/04 - 2 - 9:38 a.m.)

ACCEPTANCE OF PROCLAMATIONS

Motion by Jacalone, seconded by Maguire, carried 4/0 with Bryant absent, to approve the previously read proclamations.

(05/04/04 - 2 - 9:38 a.m.)

PUBLIC COMMENT

Christine Lepkoske, 1705 Austin Lane, spoke on the Bartram Trail Library expansion. (9:41 a.m.) Allen MacDonald, Finance Director, entered the meeting. Lepkoske turned in original petitions supporting the expansion of the Bartram Trail Library.

(9:46 a.m.) Roger Van Ghent, 4005 Moultrie Foreside Blvd, spoke on the new Capital Improvement List.

(9:49 a.m.) Lorie Covele, 214 Vista Grande Drive, Ponte Vedra, spoke on the proposed new high school to be built in Ponte Vedra. She voiced three main concerns regarding the proposed new high school; the area being too small for the high school, adding to the existing traffic on A1A, which would probably require additional roads to access the property. She reviewed a copy of the SR A1A Arterial Investment Study, by overhead projector. She spoke on an easement and destruction of existing homes. Discussion followed on the easement and homeowners losing their homes through eminent domain.

(10:00 a.m.) Ben Williams, 1096 Oak Vale Road, spoke on granting incentives to companies coming into St. Johns County. He requested that the County's Incentive Ordinance be revisited.

(05/04/04 - 2 - 10:10 a.m.)

DELETIONS TO CONSENT AGENDA

Meiszer requested to pull Consent Item #5 and place it on the Regular Agenda as Item 9A. Hunt requested to pull Consent Item #9 and place it on the Regular Agenda as Item 11A.

(05/04/04 - 2 - 10:11 a.m.)

APPROVAL OF CONSENT AGENDA

Motion by Maguire, seconded by Stern, carried 4/0 with Bryant absent, to approve the Consent Agenda, as amended.

1. Approval of the Cash Requirement Report
2. Approval of Minutes:
04/21/04 – Joint BCC/School Board Meeting
3. Motion to adopt **Resolution No. 2004-82**, pledging to appropriate during Fiscal Year 2004 up to \$492,662 if, and when, necessary to pay costs incurred under the County's Self-Insured Health Insurance Benefits Plan

RESOLUTION NO. 2004-82

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, PLEDGING TO APPROPRIATE IN FISCAL YEAR 2004 UP TO \$492,662 IF, AND WHEN, NECESSARY TO PAY COSTS INCURRED UNDER THE COUNTY'S SELF-INSURED HEALTH BENEFITS PLAN; AND PROVIDING AN EFFECTIVE DATE

4. Motion to allow the County Administrator, or his designee, to enter into a Price Agreement under Bid No. 04-67, with Municipal Equipment Co., Ten-8 Fire Equipment, Inc., Apex Pinnacle, and Ferrara Fire Apparatus, Inc., for the Purchase of miscellaneous Fire Rescue Equipment for a term of one (1) year
(See Attachment A-A10)
5. Motion to adopt a Resolution approving the terms of an Interlocal Agreement between St. Johns County and the Town of Hastings authorizing St. Johns County to pave the roads located within the Town of Hastings under the Dirt Road Improvement Program (DRIP)

This item was moved to the Regular Agenda as Item 9A.

6. Motion to authorize the County Administrator, or his designee, to negotiate and enter into a contract with Mallen Construction, Inc., for the lump sum amount of \$59,800 for construction of a porte-cochere at the Ponte Vedra Beach Branch Library (See Attachment B)
7. Motion to adopt **Resolution No. 2004-83**, approving the Final Plat for St. Johns Forest, Unit One

RESOLUTION NO. 2004-83

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A SUBDIVISION PLAT FOR ST. JOHNS FOREST UNIT ONE

8. Motion to adopt **Resolution No. 2004-84**, approving the Final Plat for Julington Creek Plantation, Parcel 51

**ST. JOHNS COUNTY
BID TABULATION**



514104
Consent #4
Attachment A

BID TITLE PURCHASE OF ST. JOHNS CO. FIRE RESCUE EQUIPMENT
BID NUMBER BID NO. 04-67
OPENING DATE/TIME MARCH 17, 2004 3:00 PM
POSTING TIME/DATE 03/17/2004 4:00 PM UNTIL 03/22/2004 4:00 PM
OPENED BY LEIGH DANIELS
TABULATED BY CHERYL ALBERTSON
VERIFIED BY
ANY BIDDER AFFECTED ADVERSELY BY AN INTENDED DECISION WITH RESPECT TO THE AWARD OF ANY BID, SHALL FILE WITH THE PURCHASING DEPARTMENT FOR ST. JOHNS COUNTY, A WRITTEN NOTICE OF INTENT TO FILE A PROTEST NOT LATER THAN SEVENTY-TWO (72) HOURS (EXCLUDING SATURDAY, SUNDAY AND LEGAL HOLIDAYS) AFTER THE POSTING OF THE BID TABULATION. PROTEST PROCEDURES MAY BE OBTAINED IN THE PURCHASING DEPARTMENT.
PAGE (S) 1 **OF** 5 **PAGE (S)** 6

Item # 1 2 3 4 5 6

| BIDDERS | AKRON STYLE 3433 APOLO HIGH-RISE DUAL INLET PORTABLE & DECK MONITOR | AKRON STYLE 3488 DISCHARGE PIPE | AKRON STYLE 2499 QUAD STACKING TIPS | AKRON STYLE 5060 AKROMATIC 1250 MASTER STREAM NOZZLE | AKRON STYLE 15 HYDRANT & SPANNER WRENCH | AKRON STYLE 2448 2 WRENCH HOLDER WITH WRENCHES |
|------------------------------------|---|---------------------------------|-------------------------------------|--|---|--|
| ① MUNICIPAL EQUIPMENT CO | \$2,377.00 | \$165.00 | \$265.00 | \$602.00 3409 | \$39.00 | \$60.00 |
| ② TEN-8 FIRE EQUIPMENT, INC. | \$2,385.00 | \$164.50 | \$265.80 | \$601.95 3417 | \$32.65 | \$59.25 |
| ③ AXIS FIRE SUPPLY, INC. | \$3,440.00 | INCLUDED | INCLUDED | INCLUDED | \$28.00 | \$39.00 |
| ④ APEX PINNACLE | \$3,684.00 | \$255.00 | \$420.00 | \$935.00 | \$50.00 | \$92.00 |
| ⑤ SOUTHEASTERN EMERGENCY EQUIPMENT | NO BID | NO BID | NO BID | NO BID | NO BID | NO BID |
| ⑥ FERRARA FIRE APPARATUS, INC. | NO BID | NO BID | NO BID | NO BID | NO BID | NO BID |

BID AWARD DATE -

Attachment A

**ST. JOHNS COUNTY
BID TABULATION**

Consent # 4
Attachment A1

BID TITLE PURCHASE OF ST. JOHNS CO.

FIRE RESCUE EQUIPMENT

BID NUMBER BID NO. 04-67

OPENING DATE/TIME MARCH 17, 2004 3:00 PM

POSTING TIME/DATE 03/17/2004 4:00 PM UNTIL 03/22/2004 4:00 PM

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OPENED BY LEIGH DANIELS
TABULATED BY CHERYL ALBERTSON

VERIFIED BY

PAGE (S) 1A OF 11 PAGE (S) 12

| BIDDERS | AKRON STYLE 350 MOUNTING PLATE 1.5" | AKRON STYLE 350 MOUNTING PLATE 2.5" | AKRON STYLE 350 MOUNTING PLATE 4.5" | AKRON STYLE 1702 1" NST TURBOJET NOZZEL | AKRON STYLE 1763 1.5" NST WIDE RANGE TURBOJET | AKRON STYLE 1736 2.5" NST TURBOJET BREAK-APART NOZZEL |
|----------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|---|---|---|
| MUNICIPAL EQUIPMENT CO | \$13.75 | \$15.00 | \$51.00 | \$424.00 | \$465.00 | \$580.00 |
| TEN-8 FIRE EQUIPMENT, INC. | \$13.95 | \$14.95 | \$52.00 | \$424.05 | \$463.53 | \$581.45 |
| AXIS FIRE SUPPLY, INC. | \$12.00 | \$15.00 | \$31.00 | \$369.00 | \$457.00 | \$584.00 |
| APEX PINNACLE | \$21.45 | \$23.00 | \$80.50 | \$657.40 | \$717.40 | \$900.00 |
| SOUTHEASTERN EMERGENCY EQUIPMENT | NO BID | NO BID | NO BID | NO BID | NO BID | NO BID |
| FERRARA FIRE APPARATUS, INC. | NO BID | NO BID | NO BID | NO BID | NO BID | NO BID |

Attachment A1

BID AWARD DATE -

Consent #4
Attachment A2

ST. JOHNS COUNTY
BID TABULATION

BID TITLE

PURCHASE OF ST. JOHNS CO.
FIRE RESCUE EQUIPMENT

BID NUMBER

BID NO. 04-67

OPENING DATE/TIME

MARCH 17, 2004 3:00 PM

FROM UNTIL

POSTING TIME/DATE

03/17/2004 4:00 PM 03/22/2004 4:00 PM

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OPENED BY

LEIGH DANIELS

TABULATED BY

CHERYL ALBERTSON

VERIFIED BY

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OF

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| | | | | | | |
|----------------------------------|--|--|---|---|------------------------------------|--|
| BIDDERS | AKRON STYLE 2393 2.5" NST PLAY PIPE WITH STACKING TIPS | AKRON STYLE 4820 1.5" NST ASSAULT NOZZEL WITH SPINNING TEETH | AKRON STYLE 777 QUICK FOAM TUBE FIR 1.5" ASSAULT NOZZEL | AKRON STYLE 1088 PIERCING APPLICATOR 1.5" NST | AKRON STYLE 2115 1.5" NST SHUT OFF | AKRON STYLE 2581 2.5" FNST X 2-1/2" MNST GATED WYE |
| MUNICIPAL EQUIPMENT CO | \$580.00 | \$350.00 | \$152.00 | \$468.00 | \$162.00 | \$188.00 |
| TEN-8 FIRE EQUIPMENT, INC. | \$580.94 | \$347.24 | \$146.21 | \$468.52 | \$161.71 | \$183.31 |
| AXIS FIRE SUPPLY, INC. | \$599.00 | \$345.00 | \$205.00 | \$471.00 | \$114.00 | \$189.00 |
| APEX PINNACLE | \$900.00 | \$537.40 | \$226.00 | \$725.00 | \$250.00 | \$285.00 |
| SOUTHEASTERN EMERGENCY EQUIPMENT | NO BID | NO BID | NO BID | NO BID | NO BID | NO BID |
| FERRARA FIRE APPARATUS, INC. | NO BID | NO BID | NO BID | NO BID | NO BID | NO BID |

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Attachment A2

Consent #4
Attachment A3

ST. JOHNS COUNTY
BID TABULATION

BID TITLE PURCHASE OF ST. JOHNS CO.

FIRE RESCUE EQUIPMENT

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OPENED BY

TABULATED BY

VERIFIED BY

LEIGH DANIELS

CHERYL ALBERTSON

PAGE (S) 1C

OF

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23

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| BIDDERS | AKRON STYLE 7980 BLACK MAX P.L.R.V. | 6" FNST LONG HANDLE X 4.5" MNST | 5" STORZ X 4.5" FNST LONG HANDLE | 5" STORZ X 2.5 FNST ROCKER LUG SWIVEL | 5" STROZ X 2.5" MNST ROCKER LUG | DOUBLE MALE 4.5" NST X 4.5" NST ROCKER |
|----------------------------------|-------------------------------------|---------------------------------|----------------------------------|---------------------------------------|---------------------------------|--|
| MUNICIPAL EQUIPMENT CO | \$882.00 | \$136.00 | \$150.00 | \$142.00 | \$73.00 | \$56.00 |
| TEN-8 FIRE EQUIPMENT, INC. | \$883.32 | \$138.00 | \$103.50 | \$82.00 | \$73.50 | \$58.45 |
| AXIS FIRE SUPPLY, INC. | \$877.00 | \$161.00 | \$120.00 | \$96.00 | \$85.00 | \$60.00 |
| APEX PINNACLE | \$1,367.00 | \$160.80 | \$120.00 | \$96.00 | \$85.00 | \$65.00 |
| SOUTHEASTERN EMERGENCY EQUIPMENT | NO BID | NO BID | NO BID | NO BID | NO BID | NO BID |
| FERRARA FIRE APPARATUS, INC. | NO BID | \$198.60 | \$157.50 | \$132.00 | \$116.00 | \$83.00 |

Attachment A3

Consent # 4
Attachment # A4

ST. JOHNS COUNTY
BID TABULATION

BID TITLE PURCHASE OF ST. JOHNS CO.

FIRE RESCUE EQUIPMENT

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OPENED BY

LEIGH DANIELS

TABULATED BY

CHERYL ALBERTSON

VERIFIED BY

PAGE (S) 1D OF PAGE (S)

25 26 27 28 29 30

| BIDDERS | DOUBLE FEMALE, 2.5" NST X 2.5" ROCKER | DOUBLE FEMALE, 4.5" X 4.5" NST ROCKER | DOUBLE MALE, 2.5" NST X 2.5" NST ROCKER LUG | 2.5" FNST X 1.5" MNST ROCKER LUG | DOUBLE MALE, 5" NST X 5" NST ROCKER LUG | 4.5" FNST X 2.5" FNST ROCKER LUG |
|----------------------------------|---------------------------------------|---------------------------------------|---|----------------------------------|---|----------------------------------|
| MUNICIPAL EQUIPMENT CO | \$20.00 | \$67.00 | \$13.00 | \$14.00 | \$62.00 | \$65.00 |
| TEN-8 FIRE EQUIPMENT, INC. | \$21.55 | \$68.55 | \$15.00 | \$16.50 | \$43.20 | \$46.35 |
| AXIS FIRE SUPPLY, INC. | \$22.00 | \$22.00 | \$13.00 | \$14.00 | \$71.00 | \$75.00 |
| APEX PINNACLE | \$21.60 | \$78.00 | \$12.60 | \$13.20 | \$70.80 | \$75.00 |
| SOUTHEASTERN EMERGENCY EQUIPMENT | NO BID | NO BID | NO BID | NO BID | NO BID | NO BID |
| FERRARA FIRE APPARATUS, INC. | \$19.00 | \$101.00 | \$20.00 | \$21.00 | \$90.00 | \$94.00 |

Attachment A4

Consent #4
Attachment A5

ST. JOHNS COUNTY
BID TABULATION

BID TITLE: PURCHASE OF ST. JOHNS CO. FIRE RESCUE EQUIPMENT
 BID NUMBER: BID NO. 04-67
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PICK HEAD AXE 31
 FLAT HEAD AXE 32
 CRASH AXE 33
 36" FIBERGLASS HANDLE 34
 WIRE REEL AND 150' OF 12 GAUGE WIRE 35
 TWO-WAY SPLITTER 12 AMP 120V MALE TWIST LOCK 36

| BIDDERS | PICK HEAD AXE | FLAT HEAD AXE | CRASH AXE | 36" FIBERGLASS HANDLE | WIRE REEL AND 150' OF 12 GAUGE WIRE | TWO-WAY SPLITTER 12 AMP 120V MALE TWIST LOCK |
|----------------------------------|---------------|---------------|-----------|-----------------------|-------------------------------------|--|
| MUNICIPAL EQUIPMENT CO | \$40.00 | \$36.00 | \$69.00 | \$121.00 | NO BID | NO BID |
| TEN-8 FIRE EQUIPMENT, INC. | \$37.00 | \$33.00 | \$79.00 | \$72.00 | \$374.25 | \$138.75 |
| AXIS FIRE SUPPLY, INC. | \$36.00 | \$32.00 | NO BID | NO BID | NO BID | NO BID |
| APEX PINNACLE | NO BID | NO BID | NO BID | NO BID | NO BID | NO BID |
| SOUTHEASTERN EMERGENCY EQUIPMENT | \$124.07 | \$116.53 | NO BID | NO BID | NO BID | NO BID |
| FERRARA FIRE APPARATUS, INC. | \$44.00 | \$39.00 | \$85.00 | \$315.00 | NO BID | NO BID |

Attachment A5

Consent #4
Attachment A6

ST. JOHNS COUNTY
BID TABULATION


BID TITLE PURCHASE OF ST. JOHNS CO. FIRE RESCUE EQUIPMENT

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OPENED BY LEIGH DANIELS
TABULATED BY CHERYL ALBERTSON
VERIFIED BY 

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| BIDDERS | 15' PIGTAIL 20 AMP 120V MALE TWIST LOCK TO 20 AMP 120V FEMALE TWIST LOCK | 2' PIGTAIL 20 AMP 120V MALE TWIST LOCK TO 15 AMP 120V FEMALE HOUSEHOLD | 2' PIGTAIL 20 AMP 120V FEMALE TWIST LOCK TO 15 AMP 120V MALE HOUSEHOLD | 2' PIGTAIL 20 AMP 120V MALE TWIST LOCK TO 15 AMP 120V FEMALE TWIST LOCK | 2' PIGTAIL 20 AMP 120V FEMALE TWIST LOCK TO 15 AMP 120V MALE TWIST LOCK | 500 WATT CIRCLE D FLOODLIGHTS WITH 20 AMP 120V MALE TWIST LOCK |
|----------------------------------|--|--|--|---|---|--|
| MUNICIPAL EQUIPMENT CO | NO BID | NO BID | NO BID | NO BID | NO BID | \$210.00 |
| TEN-8 FIRE EQUIPMENT, INC. | \$48.75 | \$29.54 | \$29.50 | \$30.65 | \$29.50 | \$218.50 |
| AXIS FIRE SUPPLY, INC. | \$31.00 | \$18.00 | NO BID | NO BID | NO BID | NO BID |
| APEX PINNACLE | NO BID | NO BID | NO BID | NO BID | NO BID | NO BID |
| SOUTHEASTERN EMERGENCY EQUIPMENT | NO BID | NO BID | NO BID | NO BID | NO BID | NO BID |
| FERRARA FIRE APPARATUS, INC. | NO BID | NO BID | NO BID | NO BID | NO BID | NO BID |

Attachment A6

**ST. JOHNS COUNTY
BID TABULATION**

*Consent #4
Attachment A7*

BID TITLE PURCHASE OF ST. JOHNS CO.
BID NUMBER FIRE RESCUE EQUIPMENT
BID NO. 04-67

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OPENED BY LEIGH DANIELS
TABULATED BY CHERYL ALBERTSON
VERIFIED BY

OPENING DATE/TIME MARCH 17, 2004 3:00 PM
POSTING TIME/DATE 03/17/2004 4:00 PM

UNTIL 03/22/2004 4:00 PM

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| BIDDERS | STREAMLIGHT/ETTERBOX (ORANGE 12V CHARGER) | STREAMLIGHT/ SURVIVOR (ORANGE 120V/12V STANDARD CHARGER) | DRY DECK (BLACK TILES) (36 SQ FT/BOX) | FLAP (WOODEN HANDLE) | RAKE (WOODEN HANDLE) | SQUARE POINT SHOVEL |
|----------------------------------|---|--|---------------------------------------|----------------------|----------------------|---------------------|
| MUNICIPAL EQUIPMENT CO | \$82.00 | \$82.00 | \$3.90 SQ FT | \$34.00 | \$28.00 | \$32.00 |
| TEN-8 FIRE EQUIPMENT, INC. | \$84.70 | \$83.66 | \$133.20/BX | \$35.70 | \$23.35 | \$28.00 |
| AXIS FIRE SUPPLY, INC. | \$148.00 | \$153.97 | NO BID | \$28.00 | \$19.00 | NO BID |
| APEX PINNACLE | \$120.00 | \$120.00 | NO BID | \$45.00 | \$33.00 | NO BID |
| SOUTHEASTERN EMERGENCY EQUIPMENT | \$89.97 | \$89.97 | NO BID | \$92.26 | \$68.89 | \$47.93 |
| FERRARA FIRE APPARATUS, INC. | \$100.00 | \$101.00 | \$115.00/BX | \$35.00 | \$27.00 | \$76.00 |

43 44 45 46 47 48

Attachment A7

**ST. JOHNS COUNTY
BID TABULATION**

*Consent #4
Attachment A8*

BID TITLE PURCHASE OF ST. JOHNS CO. FIRE RESCUE EQUIPMENT

BID NUMBER BID NO. 04-67

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OPENED BY LEIGH DANIELS
TABULATED BY CHERYL ALBERTSON
VERIFIED BY [Signature]

PAGE (S) 1H OF 53 PAGE (S) 54

| BIDDERS | HONDA EM3500SKA 3500W ELECTRIC START | SLEDGE HAMMERS (FIBERGLASS HANDLE) 10# | DEAD BLOW HAMMERS 3# | SNAXH50X100V50S LDH (STORZ) 5" (100' SECTIONS) 200 PSI RATED | DURACRON WITH DOUBLE JACKET LINED 1.75" X 1.5" COUPLINGS (50' SECTIONS) 800 PSI | DURACRON WITH DOUBLE JACKET LINED 2.5" X 2.5" COUPLINGS (50' SECTIONS) 800 PSI |
|----------------------------------|--------------------------------------|--|----------------------|--|---|--|
| MUNICIPAL EQUIPMENT CO | NO BID | \$44.00 | \$28.00 | \$510.00 | \$67.00 | \$90.00 |
| TEN-8 FIRE EQUIPMENT, INC. | \$1,805.00 | \$33.00 | \$33.45 | \$489.00 | \$78.00 | \$106.50 |
| AXIS FIRE SUPPLY, INC. | NO BID | NO BID | NO BID | \$499.00 | \$67.00 | \$97.00 |
| APEX PINNACLE | \$2,065.00 | \$40.00 | NO BID | \$628.60 | \$93.90 | \$133.60 |
| SOUTHEASTERN EMERGENCY EQUIPMENT | NO BID | \$44.88 | \$54.98 | NO BID | NO BID | NO BID |
| FERRARA FIRE APPARATUS, INC. | \$2,080.00 | \$97.00 | \$60.00 | \$695.00 | \$81.00 | \$115.00 |

Attachment A8

**ST. JOHNS COUNTY
BID TABULATION**

*Consent #4
Attachment A9*

BID TITLE PURCHASE OF ST. JOHNS CO.

FIRE RESCUE EQUIPMENT

BID NUMBER BID NO. 04-67

OPENING DATE/TIME MARCH 17, 2004 3:00 PM

POSTING TIME/DATE 03/17/2004 4:00 PM UNTIL 03/22/2004 4:00 PM

ANY BIDDER AFFECTED ADVERSELY BY AN INTENDED DECISION WITH RESPECT TO THE AWARD OF ANY BID, SHALL FILE WITH THE PURCHASING DEPARTMENT FOR ST. JOHNS COUNTY A WRITTEN NOTICE OF INTENT TO FILE A PROTEST NOT LATER THAN SEVENTY-TWO (72) HOURS (EXCLUDING SATURDAY, SUNDAY AND LEGAL HOLIDAYS) AFTER THE POSTING OF THE BID TABULATION. PROTEST PROCEDURES MAY BE OBTAINED IN THE PURCHASING DEPARTMENT.

OPENED BY LEIGH DANIELS
TABULATED BY CHERYL ALBERTSON
VERIFIED BY *[Signature]*

PAGE (S) 11 OF PAGE (S)

55 56 57 58 59 60

| BIDDERS | LEATHER HOSE JACKET | BRACKET FOR HOOLIGAN TOOL (PAIRS) | TOOL HANDLE LOCK PER-1004-2 | TEMPEST DD-21-H-5.5 (HONDA DIRECT DRIVE) | TEMPEST EB 21-VSF ELECTRIC BELT DRIVEN | HOOLIGAN 36" PTECH |
|----------------------------------|---------------------|-----------------------------------|-----------------------------|--|--|--------------------|
| MUNICIPAL EQUIPMENT CO | \$38.00 | \$28.00 | \$25.00 | \$1,450.00 | \$1,450.00 | \$140.00 |
| TEN-8 FIRE EQUIPMENT, INC. | \$56.50 | \$42.20 | \$28.45 | \$1,472.80 | \$1,468.40 | \$147.55 |
| AXIS FIRE SUPPLY, INC. | NO BID | NO BID | NO BID | \$929.00 | \$950.00 | NO BID |
| APEX PINNACLE | NO BID | NO BID | NO BID | NO BID | NO BID | NO BID |
| SOUTHEASTERN EMERGENCY EQUIPMENT | NO BID | \$28.62 | NO BID | NO BID | NO BID | \$160.00 |
| FERRARA FIRE APPARATUS, INC. | NO BID | \$39.00 | \$33.00 | \$1,800.00 | \$1,940.00 | \$170.00 |

Attachment A9

BID AWARD DATE -

Consent #4
Attachment A10

ST. JOHNS COUNTY
BID TABULATION

BID TITLE PURCHASE OF ST. JOHNS CO. FIRE RESCUE EQUIPMENT
 BID NUMBER BID NO. 04-67
 OPENING DATE/TIME MARCH 17, 2004 3:00 PM
 POSTING TIME/DATE 03/17/2004 4:00 PM UNTIL 03/22/2004 4:00 PM
 ANY BIDDER AFFECTED ADVERSELY BY AN INTENDED DECISION WITH RESPECT TO THE AWARD OF ANY BID, SHALL FILE WITH THE PURCHASING DEPARTMENT FOR ST. JOHNS COUNTY, A WRITTEN NOTICE OF INTENT TO FILE A PROTEST NOT LATER THAN SEVENTY TWO (72) HOURS (EXCLUDING SATURDAY, SUNDAY AND LEGAL HOLIDAYS) AFTER THE POSTING OF THE BID TABULATION. PROTEST PROCEDURES MAY BE OBTAINED IN THE PURCHASING DEPARTMENT.
 OPENED BY LEIGH DANIELS
 TABULATED BY CHERYL ALBERTSON
 VERIFIED BY
 PAGE (S) 11 OF PAGE (S)

| BIDDERS | PRV BAR 48" | PIKE POLE 10' FIBERGLASS | PIKE POLE 6' FIBERGLASS | DRYWALL HOOK 4'D- HDL FIBERGLASS | D-HANDLE CLOSET HOOK 4' FIBERGLASS | TJISIFD SHARK CHAIN SAW 16" WITH DEPTH ADJUSTER |
|----------------------------------|-------------|--------------------------|-------------------------|----------------------------------|------------------------------------|---|
| MUNICIPAL EQUIPMENT CO | \$22.00 | \$72.00 | \$57.00 | \$105.00 | \$67.00 | \$915.00 |
| TEN-8 FIRE EQUIPMENT, INC. | \$19.85 | \$72.00 | \$55.00 | \$74.50 | \$48.80 | \$1,495.00 |
| AXIS FIRE SUPPLY, INC. | NO BID | \$53.00 | \$50.00 | \$61.00 | NO BID | NO BID |
| APEX PINNACLE | NO BID | NO BID | NO BID | NO BID | NO BID | NO BID |
| SOUTHEASTERN EMERGENCY EQUIPMENT | \$42.00 | NO BID | NO BID | NO BID | NO BID | \$1,014.71 |
| FERRARA FIRE APPARATUS, INC. | NO BID | \$82.00 | \$65.00 | \$90.00 | \$90.00 | NO BID |

61 62 63 64 65 66

Attachment A10

**ST. JOHNS COUNTY
BID TABULATION**



Contract # 6
5/4/04
Attachment B

BID TITLE CONSTRUCTION OF A PORTE-COCHERE AT PONTE VEDRA BEACH BRANCH LIBRARY

BID NUMBER BID NO. 04-70

OPENING DATE/TIME April 14, 2004 3:00 P.M.

POSTING TIME/DATE

04/14/2004 4:00 PM

UNTIL 04/19/2004 4:00 PM

ANY BIDDER AFFECTED ADVERSELY BY AN INTENDED DECISION WITH RESPECT TO THE AWARD OF ANY BID, SHALL FILE WITH THE PURCHASING DEPARTMENT FOR ST. JOHNS COUNTY, A WRITTEN NOTICE OF INTENT TO FILE A PROTEST NOT LATER THAN SEVENTY-TWO (72) HOURS (EXCLUDING SATURDAY, SUNDAY AND LEGAL HOLIDAYS) AFTER THE POSTING OF THE BID TABULATION. PROTEST PROCEDURES MAY BE OBTAINED IN THE PURCHASING DEPARTMENT.

OPENED BY

LEIGH DANIELS

TABULATED BY

CHERYL ALBERTSON

VERIFIED BY

PAGE (S) 1

OF

1 PAGE (S)

| BIDDERS | TOTAL LUMP SUM PRICE | BID BOND | ADDENDUM # 1 | | | | |
|------------------------------|----------------------|----------|--------------|--|--|--|--|
| BA WILSON CONSTRUCTION, INC. | \$79,193.70 | X | X | | | | |
| DM WATSON | \$67,500.00 | X | X | | | | |
| THE SAMPSON GROUP, INC. | \$66,500.00 | X | X | | | | |
| MALLEN CONSTRUCTION, INC. | \$59,800.00 | X | X | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |

Attachment B

BID AWARD DATE - _____

RESOLUTION NO. 2004-84

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A SUBDIVISION PLAT FOR JULINGTON CREEK PLANTATION PARCEL 51

9. Motion to adopt a Resolution approving a Final Plat for Commons at Wingfield Glen - Unit One

This item was moved to the Regular Agenda as Item 11A.

10. Motion to adopt **Resolution No. 2004-85**, accepting two Easements for Utilities, required for construction of Phase 1 of the Interstate 95 Corridor Transmission Water Main Extension Project

RESOLUTION NO. 2004-85

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING TWO EASEMENTS FOR UTILITIES REQUIRED FOR CONSTRUCTION OF PHASE 1 OF THE INTERSTATE 95 CORRIDOR TRANSMISSION WATER MAIN EXTENSION PROJECT

11. Motion to adopt **Resolution No. 2004-86**, recognizing the carry-forward of \$556,239 in E-911 funds for uses pursuant to F.S. 365.171

RESOLUTION NO. 2004-86

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ESTABLISHING THE CARRYFORWARD OF UNSPENT MONEYS IN THE "E-911 COMMUNICATIONS FUND" FOR PURPOSES OF FUNDING ALLOWABLE "E-911" CAPITAL EXPENDITURES PURSUANT TO FLORIDA STATUTE, SECTION 365.171

12. Motion to adopt **Resolution No. 2004-87**, recognizing unanticipated revenue in the amount of \$22,500, in the General Fund, and increasing the expenditure budget of the EMS Department (0001-0048-55305) by the same amount

RESOLUTION NO. 2004-87

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AMENDING THE FISCAL YEAR 2004 GENERAL FUND BUDGET TO RECEIVE UNANTICIPATED REVENUE AND AUTHORIZE ITS EXPENDITURE BY THE ST. JOHNS EMERGENCY MEDICAL SERVICES (EMS) DEPARTMENT

13. Motion to adopt **Resolution No. 2004-88**, recognizing unanticipated revenue in the amount of \$26,400, in the General Fund, and increasing the expenditure budget of the EMS Department (0001-0048-55305) by the same amount

RESOLUTION NO. 2004-88

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AMENDING THE FISCAL YEAR 2004 GENERAL FUND BUDGET TO RECEIVE UNANTICIPATED REVENUE AND AUTHORIZE ITS EXPENDITURE BY THE ST. JOHNS EMERGENCY MEDICAL SERVICES (EMS) DEPARTMENT

14. Motion to adopt the Economic Development Contract with BFE, Inc.

RESOLUTION NO. 2004-89

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE THE ECONOMIC DEVELOPMENT AGENCY CONTRACT WITH BFE, INC., ON BEHALF OF ST. JOHNS COUNTY; AND PROVIDING FOR AN EFFECTIVE DATE

15. Motion to adopt **Resolution No. 2004-90**, accepting Grant of Easements from Property Owners located on Thompson Bailey Road and Carl Stewart Road, for drainage improvements

RESOLUTION NO. 2004-90

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING GRANTS OF EASEMENTS FROM PROPERTY OWNERS LOCATED ON THOMPSON BAILEY ROAD AND CARL STEWART ROAD FOR DRAINAGE IMPROVEMENTS

16. Motion to approve the payment of \$2,875 to the St. Johns County Tax Collector, and the payment of \$9,120 to the St. Johns County Clerk of Court, to be paid from General Fund Reserves, for the sale of County held tax certificates of 2000 on parcels which are assessed at \$5,000, or more, pursuant to Florida Statutes, Chapter 197.502(3)

(05/04/04 - 5 - 10:12 a.m.)

ADDITIONS/DELETIONS TO REGULAR AGENDA

Stern requested to add an item, for discussion, regarding the APAC Asphalt Plant off 207, as Item 11B.

(05/04/04 - 5 - 10:12 a.m.)

APPROVAL OF REGULAR AGENDA

Motion by Jacalone, seconded by Maguire, carried 4/0 with Bryant absent, to approve the Regular Agenda, as amended.

(05/04/04 - 6 - 10:12 a.m.)

1. FIRST COAST METROPOLITAN PLANNING ORGANIZATION'S UPDATE ON TRANSPORTATION IMPROVEMENT PROGRAM

Jeff Sheffield, Director of Planning, First Coast MPO, gave a brief presentation on the First Coast MPO's Transportation Improvement Program for St. Johns County for Fiscal Years 2004/2005 through 2008/2009, PowerPoint Presentation, Exhibit A, and Transportation Improvement Program List, Exhibit B.

(10:21 a.m.) Hunt requested to move Item 5 to the afternoon because Dr. Marathe had to go to the hospital for an emergency. (10:22 a.m.) **Motion by Maguire, seconded by Jacalone, carried 4/0 with Bryant absent, to reopen the agenda.** (10:22 a.m.) **Motion by Jacalone, seconded by Maguire, carried 4/0 with Bryant absent, to move Item 5 from the Regular Agenda, to the afternoon as Item 11C.**

(05/04/04 - 6 -10:24 a.m.)

2. CONSIDERATION OF THE ECONOMIC DEVELOPMENT TRANSPORTATION ROAD FUND APPLICATION AND RESOLUTION FOR THE QUALIFIED TARGET INDUSTRY REFUND PROGRAM IN SUPPORT OF RULON COMPANY

Karen Johnson, Intergovernmental Relations, reviewed this item, stating that it was in two parts; part one was the Transportation Road Fund, and part two was the QTI (Qualified Target Industry). The Rulon Company was interested in relocating their business from Brunswick, Georgia to St. Johns County, Florida. She stated that they were requesting that the Board approve making an application on the Road Fund Grant. The total estimated cost for building the road was \$981,000, and if the application was approved, \$500,000 would be provided by the State of Florida. The developer would provide the balance and no County dollars would be required. (10:26 a.m.) **Motion by Maguire, seconded by Jacalone, carried 4/0, with Bryant absent, to approve making application for the Economic Development Transportation Road Fund Grant.**

(10:27 a.m.) Jacalone requested to have larger print on the agenda pages. Meiszer requested that the Board, seriously consider the comments mentioned by Ben Williams. Stern directed Adams to schedule a discussion on the Incentive Ordinance at a future Board Meeting.

(10:28 a.m.) Johnson spoke on a \$500,000 tax refund and the QTI. The program required local financial support, in the form of a Resolution, recommending the applicant for the QTI, and committing the County to provide a local match of 20%, not to exceed \$100,000 in total County tax refund participation. Jacalone asked how the County was going to pay the match money. Johnson responded. (10:31 a.m.) Ted Zebrowsky, Director of Intergovernmental Relations, replied that they paid taxes and the County refunded the taxes that they paid the County Commissioners. (10:31 a.m.) **Motion by Maguire, seconded by Stern, carried 4/0 with Bryant absent, to adopt Resolution No. 2004-91, to support Rulon Company's application for the Qualified Target Industry Tax Refund Program and to commit the County to pay up to \$100,000 as local financial support.**

RESOLUTION NO. 2004-91

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, FINDING THAT RULON COMPANY BE APPROVED AS A QUALIFIED APPLICANT PURSUANT TO §288.106,

FLORIDA STATUTE; AND PROVIDING AN APPROPRIATION OF \$100,000 AS LOCAL PARTICIPATION IN THE QUALIFIED TARGET INDUSTRY TAX REFUND PROGRAM, AND PROVIDING FOR AN EFFECTIVE DATE

(05/04/04 - 7 - 10:33 a.m.)

3. CONSIDERATION TO OFFER LOCAL ECONOMIC DEVELOPMENT INCENTIVES TO RULON COMPANY

Karen Johnson, Intergovernmental Relations, stated that Rulon had submitted an application for County Incentives. She stated that if the motion was approved to grant Rulon incentives, that they would work with the Attorney's Office to create an agreement based on the discussion today. (10:34 a.m.) **Motion by Maguire, seconded by Jacalone, carried 4/0 with Bryant absent, to adopt the attached incentive calculation of \$152,424 and to instruct the Attorney's Office to prepare an agreement.** Johnson asked, once the agreement was completed, if they could place it on the Consent Agenda for approval. Stern replied yes.

(10:36 a.m.) Wayne Robison, President of Rulon Company, introduced everyone present from the company and spoke on what their business would accomplish in St. Johns County. He gave an overview of their move to Florida and stated that they were looking to hire people in this area.

The meeting recessed at 10:45 a.m. and reconvened at 11:00 a.m.

(05/04/04 - 7 - 11:00 a.m.)

4. CONSIDER A MOTION TO DIRECT STAFF TO PREPARE AN AGENDA ITEM FOR BCC CONSIDERATION THAT WOULD AUTHORIZE STAFF TO TAKE ALL NECESSARY STEPS TO ISSUE REVENUE BONDS IN THE APPROXIMATE AMOUNT OF \$20 MILLION FOR RECOMMENDED CAPITAL IMPROVEMENT PROJECTS

Dan Bosanko, County Attorney, stated that the Board directed him to put together a team to issue bonds to fund improvements in the Vilano area that were being proposed by the CRA (Community Redevelopment Agency), using tax increment financing. He mentioned that the questions that were going to be asked of the Board today were: whether the County should proceed with another bond issue, that would be paid back by sales tax money for a list of projects; and whether the Board wanted to combine the bond issue that the Board directed them to proceed on last week into this new bond issue. He stated that there were some savings and benefits to combining those efforts and results, which would be explained by PFM (Public Financial Management). Discussion followed on the contract with PFM, if there was any additional cost to the County, the bond issuance to fund several improvements in the Vilano CRA area, combining both bond issues, and the new package borrowing enough money to do all the projects on the new list, as well as the Vilano CRA. Maguire asked if the CRA had been involved in this discussion up to this point. Bosanko replied that it would probably be new to them. Bosanko asked the Board to give an approximate funding amount today, but stated that it would not be set in stone. He mentioned that they did not need the final project list today, but would need one with the bond. Stern asked about the projects amounting to more than the actual bond issue and Bosanko replied that was the general plan. Meiszer made a distinction between the two elements of this, stating that he totally supported the financing plan, but would not vote for the list of capital projects.

(11:16 a.m.) David Miller, PFM, Financial Advisor to the County, introduced Jake Glover, who would be working with him. Miller spoke on how the County could best fund \$20,000,000. (11:17 a.m.) Hunt left the meeting. Meiszer questioned this being an existing tax, not a tax increase. Miller replied that it was not a new tax increase. Bosanko suggested that the Board may want to discuss the list today, but he was not asking them to finalize it. The list was a crucial part of the decision to go with the sales tax bond issue. Bosanko mentioned that they were looking for the Board's decision on if they wanted the Staff to proceed with the hiring of bond attorneys for the sales tax issue and whether the Board wanted to roll over the CRA bonding into the new package. (11:22 a.m.) Strickland left the meeting. Meiszer spoke on the impact it would have on the operating budget. He stated that he was in favor of borrowing the money and spreading it out over 30 years. (11:27 a.m.) Hunt returned to the meeting. Discussion followed on the time frame on combining the two issues together, the Board discussing the list as a stand-alone item, the road construction issuance, identifying the projects and having a reasonable expectation that the projects would be fully constructed within a three year period, a boat ramp project, setting aside a time certain for discussion and seeing a breakdown list of the costs. (11:36 a.m.) Bosanko mentioned that the motion on the agenda sheet would work, with a slight change; leave out *the amount* and add the following clause: *which will include the previous proposed funding for Vilano CRA improvements*. Bosanko mentioned that one could have on a list, more projects with a funding total, than the bond issue was intended to fully fund, to cover the possibility that one of those projects might not go forward. (11:39 a.m.) **Motion by Jacalone, seconded by Meiszer, to direct staff to prepare an agenda item, for BCC consideration, that will authorize staff to take all necessary steps to issue Revenue Bonds in an amount, to be determined in the future, for recommended Capital Improvement Projects and accepting Bosanko's addition of: *which will include previous proposed funding for Vilano CRA projects*.**

(11:40 a.m.) Roger Van Ghent, 4005 Moultrie Foreside Blvd., spoke on trying to propose a sales tax six years ago. **The motion carried 4/0 with Bryant absent.** MacDonald left the meeting.

5. CONSIDER A MOTION TO ADOPT A RESOLUTION SUPPORTING PATIENT-CENTERED HEALTH NETWORK'S APPLICATION TO OBTAIN FEDERALLY QUALIFIED HEALTH CENTER STATUS FOR THE HASTINGS AREA

This item was moved to the afternoon as Item 11C.

(05/04/04 - 8 - 11:43 a.m.)

6. SECOND QUARTERLY UPDATE BY ST. JOHNS VISION

John Schwab, Special Projects Manager, reviewed this item and introduced Jim Sutton as the Executive Director of St. Johns Visioning.

(11:43 a.m.) Jim Sutton, 4265 Lewis Avenue, gave a brief overview of the progress that had been made in a three-month period, Exhibit A. He also distributed the St. Johns Vision Annual Report, Exhibit B. Bosanko left the meeting.

(05/04/04 - 8 - 11:53 a.m.)

7. UPDATE ON MASTERS DRIVE AND A REPORT ON THE RESULTS OF A STUDY FOR LONG RANGE IMPROVEMENTS PREPARED BY ENGLAND, THIMS & MILLER

Joe Stephenson, Public Works Director, introduced the people who were involved in the Masters Drive Study.

(11:54 a.m.) Jeffery Crammond, England, Thims and Miller, gave an update on their recommendations. He spoke on the short-term and the long-term improvements. Meiszer spoke on placing rumble bumps before stop signs. Maguire asked what the time line was for the short-term improvements. Crammond responded that they were expecting to have them implemented prior to school the next year, with some of them potentially happening as soon as next week. Maguire ask about the time line on the sidewalk. Crammond replied that the sidewalk was more difficult and Stephenson responded that they had already started on the sidewalk. Discussion followed on identifying items and the mailbox issue.

(12:09 p.m.) Debora Williams, 1636 Masters Drive, spoke on heavy truck traffic on Masters Drive, crosswalks, and Masters Drive being on the project list. Stern spoke on signage to direct truck traffic on Masters Drive. Stephenson stated that Chief Shoar and Sheriff Perry could not impose the "no through truck traffic" signs, and therefore, did not want them posted. He mentioned placing "local traffic only" signs on Masters Drive. He explained the status of routing traffic around Masters Drive. Stephenson mentioned that they were focusing the short-term improvements on school/pedestrian safety. Meiszer asked about the humps and the drainage on Masters Drive. Stephenson responded.

(12:20 p.m.) Motion by Jacalone, seconded by Maguire, carried 4/0 with Bryant absent, to move the remaining items on the Morning Agenda (Items 8, 9, 9A, and Commissioner's Reports) to the end of the afternoon session.

The meeting recessed at 12:20 p.m. and reconvened at 1:45 p.m., with Stern, Jacalone, Meiszer, Adams, Isabelle Lopez, Senior Assistant County Attorney and Diane Gorski, Clerk's Office present.

(05/04/04 - 9 - 1:45 p.m.)

11A. MOTION TO ADOPT A RESOLUTION APPROVING A FINAL PLAT FOR COMMONS AT WINGFIELD GLEN - UNIT ONE

(Item moved from Consent Agenda Item #9)

Isabelle Lopez, Senior Assistant County Attorney explained that this was a resolution for final plat approval of the Commons at Wingfield Glen - Unit One, and that all of the appropriate documentation had been received and that the roads and drainage would be privately maintained. She stated that the resolution was ready for the Board's decision.

(1:46 p.m.) Motion by Jacalone, seconded by Stern, carried 3/0, with Maguire and Bryant absent, to enact Resolution 2004-92, approving a final plat for Commons at Wingfield Glen-Unit One.

RESOLUTION NO. 2004 -92

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A SUBDIVISION PLAT FOR COMMONS AT WINGFIELD GLEN - UNIT ONE

(05/04/04 - 10 -1:47 p.m.)

10. PUBLIC HEARING - PNZVAR 2003-05 BOWMAN-GINN PROPERTY. THIS REQUEST SEEKS A NON-ZONING VARIANCE TO SECTION 3.07.05.A.5 OF THE LAND DEVELOPMENT CODE (A PROVISION OF THE SOUTH ANASTASIA ISLAND COASTAL CORRIDOR OVERLAY DISTRICT) TO REDUCE THE MINIMUM SIDE YARD REQUIREMENT FROM FIFTY (50) FEET TO TEN (10) FEET. SECTION 3.07.05.A.5 PROVIDES FOR A MINIMUM YARD REQUIREMENT OF FIFTY (50) FEET FOR TWO-STORY BUILDINGS, WHEN PROPOSED ON SITES WHICH ADJOIN EXISTING RESIDENTIAL LAND USE OR RESIDENTIALLY ZONED LANDS. THE PROPOSED VARIANCE IS REQUESTED ALONG THE SOUTH SIDE OF THE SUBJECT PROPERTY, WHICH IS LOCATED AT 5000 A1A SOUTH. THE PARCEL IS DESIGNATED AS RESIDENTIAL C ON THE FUTURE LAND USE MAP AND IS ZONED COMMERCIAL GENERAL (CG). THE APPLICANTS HAVE STATED THAT THE OWNERS OF THE PARCEL TO THE SOUTH WHICH RECENTLY REZONED TO RS-3 DO NOT OBJECT TO A TEN (10) FOOT SIDE SETBACK ON THE SOUTH SIDE OF THE SUBJECT PARCEL AS WAS ORIGINALLY REQUIRED. THEREFORE, STAFF SUPPORTS THIS REQUEST FOR A NON-ZONING VARIANCE TO REDUCE THE SIDE SETBACK ON THE SOUTH TO TEN (10) FEET

Proof of Publication of the Notice of a Proposed Non-Zoning Variance, PNZ 2003-05 Bowman Ginn, was received, having been published in *The St. Augustine Record* on April 14, 2004.

Bruce Ford, Chief Planner, St. Johns County reviewed the request for a non-zoning variance. He displayed the proposed building footprint for a two-story office building that illustrated the ten-foot side yard set backs. Ford mentioned that the property to the south of this parcel was recently rezoned from Commercial General to RS 3 and that this rezoning resulted in the requirement of the additional set back. He explained that the overlay code required a minimum of thirty-foot side set backs for one-story buildings or fifty foot set backs for two-story buildings when commercial property was located next to residential. Ford stated that the southerly property owners did not object to the ten-foot side set backs. He said that staff supported the request based on the five findings of fact provided in the staff report. He stated that no adjoining property notices had been received. (1:50 p.m.) Jacalone asked for clarification on the adjacent property owner's acceptance of this non-zoning variance. Ford answered that the adjacent property owners owned both lots abutting this property and that they had no objection to the applicants request. (1:52 p.m.) Meiszer asked on what basis the staff supported the request. Ford responded that staff supported the request due to the approved rezoning to the property to the south of the parcel to RS 3 that directly resulted in the applicant's request. He stated that staff had reviewed the required findings and found that the applicant met the criteria. Discussion ensued.

(1:54 p.m.) Judy Ginn, 6784 A Avenue, explained that the property had been purchased before it had been rezoned. She explained that they were seeking the variance because the rezoning occurred without their knowledge and that it had serious implications to the way the property could be developed. She asked for consideration. (1:55 p.m.) Jacalone asked who owned Lot 11. Ginn answered that she and her husband were the owners and that they owned other surrounding properties. (1:56 p.m.) Meiszer asked how many feet were needed to complete the actual plan. She answered that the fifty-foot set backs were needed as originally designated when the property had been purchased. (1:57 a.m.) Meiszer stated that he thought the applicant had been adversely affected by the rezoning and that under the circumstances he could support the request.

(1:58 p.m.) Motion by Jacalone, seconded by Meiszer, carried 3/0, with Bryant and Maguire absent, to approve PNZVAR 2003-05, Bowman-Ginn Property, making findings of fact to support the motion contained within the package.

(05/04/04 - 11 - 1:58 p.m.)

11. PUBLIC HEARING - PUD 2003-30, ISTORIA PLANNED UNIT DEVELOPMENT. THIS REQUEST SEEKS TO REZONE 22 ACRES OF LAND FROM OPEN RURAL (OR) TO PLANNED UNIT DEVELOPMENT (PUD) TO ALLOW THE DEVELOPMENT OF A 43-UNIT SINGLE FAMILY PUD WITH ASSOCIATED RECREATIONAL AMENITIES. THE SUBJECT PROPERTY IS LOCATED ON THE EAST SIDE OF CAPO ISLAND ROAD, APPROXIMATELY ½ MILE NORTH OF GUN CLUB ROAD. THE SUBJECT PROPERTY IS DESIGNATED RESIDENTIAL-B-MAINLAND ON THE 2015 FUTURE LAND USE MAP AND ALLOWS UP TO TWO UNITS PER ACRE. THE PROPOSED PROJECT HAS A GROSS DENSITY OF 1.95 UNITS PER ACRE AND A NET DENSITY (MINUS A .39 ACRE WETLAND) OF 1.99 UNITS PER ACRE. THE PUD PROVIDES A THIRTY (30) FOOT PERIMETER BUFFER ALONG THE NORTH AND A TWENTY (20) FOOT BUFFER ON THE SOUTH SIDE OF THE SUBJECT PROPERTY AND AN AVERAGE 50 FOOT WETLAND BUFFER IS PROVIDED ALONG THE EAST SIDE OF THE SUBJECT PROPERTY WITH A MINIMUM OF 25 FEET. THE EAST SIDE IS BORDERED BY MARSHLAND ASSOCIATED WITH THE TOLOMATO RIVER. THE APPLICANT PROPOSES TO CONSTRUCT A ONE-ACRE ACTIVE RECREATION AREA ADJACENT TO THE MARSH, WHICH WILL CONTAIN A PICNIC AREA AND EITHER A TOT LOT WITH PLAYGROUND EQUIPMENT, OR VOLLEYBALL COURT, OR A SHUFFLEBOARD AND LAWN DART COURT. THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THIS REZONING BY A VOTE OF 4 TO 2 AT THEIR MARCH 18, 2004 HEARING. SUBSEQUENT TO THE PLANNING AND ZONING AGENCY HEARING ON THIS REZONING REQUEST, THE APPLICANT HELD A MEETING WITH THE RESIDENTS OF THE SURROUNDING AREA TO DISCUSS THE PROJECT. ONE OF THE MAIN CONCERNS OF THE RESIDENTS IS THE INCREASED TRAFFIC AND A WORSENING OF SPEEDING WHICH ACCORDING TO RESIDENTS IS CURRENTLY A PROBLEM ON CAPO ISLAND ROAD. AS A RESULT, THE APPLICANT HAS OFFERED TO BUILD A ROUNDABOUT ON CAPO ISLAND ROAD AT THE ENTRANCE TO ISTORIA, WHICH WILL FUNCTION AS A TRAFFIC CALMING DEVICE. STAFF IS OF THE OPINION THE PROPOSED PUD IS CONSISTENT WITH THE RESIDENTIAL-B-MAINLAND FUTURE LAND USE MAP DESIGNATION. THIS REQUEST ALSO SUPPORTS THE GOALS, OBJECTIVES AND POLICIES OF THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN. THE REVIEW PROCESS AND THE APPLICATION ARE CONSISTENT WITH APPLICABLE REQUIREMENTS OF THE ST. JOHNS COUNTY LAND DEVELOPMENT CODE, PARTICULARLY PART 5.03, WHICH PROVIDE STANDARDS FOR PLANNED UNIT DEVELOPMENTS. THEREFORE, STAFF HAS NO OBJECTION TO THIS REQUEST.

Proof of Publication of the Notice of a Proposed Rezoning on PUD 2003-30 Istoria was received, having been published in *The St. Augustine Record* on April 14, 2004.

Ford reviewed the request for rezoning and the proposed PUD. He stated that the project was required to have a minimum ten-foot buffer along the perimeter. He explained that the Planning and Zoning Agency (PZA) approved the request with the stipulation that the applicant increase the buffers along the north and south sides of the project and the applicant agreed that a thirty-foot buffer would be provided along the

north side and a twenty-foot buffer would be provided along the south side. He stated that concurrency was issued for forty-three single-family units in January 2004 and that the City of St. Augustine would provide water and sewer services. He explained that the applicant's had held a community meeting at the White Castle Baptist Church and that the residents in attendance expressed their concern over density issues and traffic impacts on Capo Island Road. Ford stated that as a result of the community meeting the applicant's offered to place a traffic circle (roundabout) at the entrance of the project to act as a traffic calming device and that stop signs would be added at both ends of the street. (2:02 p.m.) *Maguire entered the meeting.* Ford said that the applicant requested a waiver to Section 6.04.07 H4 of the Land Development Code (LDC) that required sidewalks to be three feet from the edge of the right-of-way in order for the placement of water meters. The applicant proposed to meander the sidewalk within and outside of the right-of-way in order to save trees. Ford stated that the applicant would agree to sign a maintenance agreement regarding sidewalks outside the right-of-way. Ford reviewed the revised text contained within the packet. He referred to Page 6, which contained the language regarding the sidewalk maintenance agreement, and mentioned that on the bottom of Page 3, Section D, the reference to corner lots, which would have required a waiver now meets the minimum set back requirement of the LDC. Ford explained that text at the top of Page 12, referenced the sidewalk waiver request. He stated that there were no open issues with the project and that staff supported the request and found the PUD to be consistent with Residential-B land use. He stated that the request was consistent with the goals and policies of the Comprehensive Plan and that the PUD application was consistent with Section 5.03 of the LDC. He said that the PZA recommended approval 4/2 at the March 8, 2004 hearing with the added buffers and that seven findings of fact had been provided to support or deny the request. He announced that the Planning Department had received four adjacent property notices against the rezoning. (2:07 p.m.) Jacalone asked for clarification of Page 7 of the application. He stated that Exhibit C was being referred to as the Ownership and Maintenance of areas and facilities; which stated that the Developer or its successor would assign the paving and drainage infrastructure to St. Johns County for ownership and maintenance subject to approval and acceptance by the County. Jacalone stated that the County did not need to take ownership of small cul de sac roads or private projects since there were no interconnections, transportation benefits, or networks to benefit the County. He said he would not approve the request unless these statements were removed from the application request, and that would result in removal of the sidewalk maintenance agreement. Jacalone asked where the idea for the roundabout came from. Ford stated that the applicant had offered it following their meeting with the community as a traffic-calming device. Ford explained that the Public Works Department and Engineers in Development Services had reviewed the roundabout plans. (2:10 p.m.) Jacalone clarified that the roundabout was a mitigating offer to help ease the traffic impacts from this project. Discussion regarding the density of the project in relation to the surrounding area ensued. Jacalone asked for a response to his question about the County not taking over ownership of the road. Ford answered that it would be up to the commission. Jacalone said that it would not be advantageous to the County. Ford mentioned that County ownership assured that the roads would be maintained properly. (2:13 p.m.) Lopez suggested that the text could be changed from "*will take over*" to "*may take over*" the roads, which would mean that the Board could decide at the time of platting whether or not it wanted to accepted the roads or leave them private. Meiszer questioned the aerials and maps that indicated that there would be a project area with frontage on US 1. He said that it appeared that the property went from the marsh, across Capo Island Road all the way to the marsh but that the actual text referred to Capo Island to the marsh only. He asked Ford to reconcile the project maps. (2:14 p.m.) Maguire stated that the map in the environmental service study was in question because it was not addressed as such in the application and that they had covered the entire area. (2:15 p.m.) Meiszer requested that there be consistency in the

agenda items presented to the board. He asked about the roundabout in the middle of the County right-of-way and requested that language in the text be added to make the property owners responsible for its maintenance. (2:17 p.m.) Ford stated that the applicant owned both sides of the road where the roundabout would be built and would provide land for the expansion of the right-of-way, which would be County right-of-way once it is built. Meiszer stated that the applicant would be doubling the density of the area. (2:17 p.m.) Maguire requested clarification on the lot sizes and questioned the compatibility of Istorina with other neighborhoods. There was some discussion regarding the platting in the area. (2:20 p.m.) Jacalone stated that an aerial would show which lots were developed. He announced *ex parte communications*, explaining that he had met with John Metcalf and Mr. Antonopoulos who had discussed the merits of the project. He stated that he had had a telephone conversation with Bruce Kendeigh who shared his concerns about traffic and density and that he had spoken with Warren Qualls briefly about density and traffic issues. (2:21 p.m.) Maguire announced *ex parte communications* with Mr. Metcalf, Mr. Antonopoulos, and an extensive telephone conversation with Mr. Kendeigh and some email exchanges with concerned citizens regarding the project. (2:21 p.m.) Meiszer announced *ex parte communications* with the applicant and opponents, and stated that he had spoken with both sides about the project at length. (2:21 p.m.) Stern declared *ex parte communications* and said that she had met with Metcalf to discuss the merits of the project and John Pearson, a resident in the area and Peggy Colee to discuss various concerns of the residents. (2:22 p.m.) John Metcalf, 245 Riverside, Jacksonville, spoke on behalf of the applicant, MCS Corporation. He introduced Mike Antonopoulos, the Principle of the Developer and the Project Engineer. Metcalf stated that in addition to the thirty-foot buffer on the north side and the twenty-foot buffer on the south side there was an open space, or buffer area in the front of the project that ranged thirty-five to ninety-five feet in width along the frontage. He addressed Jacalone's question regarding the dedication of the road right-of-way and whether or not it would be dedicated to the County or kept as a private road. He explained that the applicant was willing to keep it as a private road and have it maintained by the Home Owners Association and that would eliminate the applicant's waiver request and separate maintenance agreement. He mentioned that the roundabout would be properly designed and would meet the current modern engineering standards, and that the applicant would provide any right-of-way needed to supplement the County right-of-way. Metcalf addressed the density in the Istorina project surrounding areas. He explained that Istorina would be two units per acre, which is consistent with the Comprehensive Plan. He explained the density in the surrounding areas: Frog Hollow, six units per acre; the unplatted subdivision next to the Istorina project, 1.7 units per acre; Eagle Creek, 3.3 units per acre; and that the Casa Cola Subdivision had 1 unit per acre. He stated that the density of Istorina was greater than Casa Cola, but less than Frog Hollow, Summerland and Eagle Creek. He mentioned the Community Workshop that and stated that speeding and traffic on Capo Island Road were the number one concern and that the roundabout was offered to alleviate and mitigate that condition and had been well received by residents who had attended the workshop. (2:28 p.m.) Stern asked the diameter of the road. Metcalf stated that it would be a properly designed modern roundabout and would meet the engineering standard. Stern asked who would be responsible for the property and landscaping and Metcalf answered that the property owners association would be responsible for the interior roads, sidewalk interior and roundabout interior. (2:30 p.m.) Meiszer asked Lopez about the legal significance of an unrecorded subdivision. She replied that in the LDC there were certain public and private rights that remained on old subdivisions in terms of setbacks and so on, and that they were granted certain rights under the LDC. Meiszer mentioned that the residents had expressed concern with traffic going north and south on Capo Island Road and that this would be the only entrance and exit to Istorina. He asked why a roadway could not be built from Capo Island Road to US 1. (2: 32 p.m.) Metcalf stated that median cuts on US 1 were a

deterrent. Discussion ensued. (2:36 p.m.) Jacalone asked for clarification of the two pond locations. He asked why one pond consumed a large portion of four lots. Metcalf stated that the decision to run lot lines into the pond had been the developer's choice. Jacalone stated that isolating the pond would be the perfect opportunity to reduce the density of the project. Metcalf stated that this option would be discussed with the applicant. (2:38 p.m.) Lopez reviewed Page 7 of the new text and stated that Metcalf had proposed removal of the second sentence in the "Ownership and Maintenance" section of the application and said that the waiver would be removed. She suggested an additional sentence be added which would state "*additional landscaping within the roundabout will be maintained by the HOA by separate agreement with the County*" and that on Page 6 of the new revised text, the section titled "Vehicular Access Interconnectivity" midway through the first paragraph "*improvements to Capo Island Road will be provided at the applicant's expense*" should be inserted. (2:41 p.m.) Jacalone stated that more discussion was needed.

(2:42 p.m.) John Pearson, 5870 Capo Island Road, addressed the commission on behalf of the affected homeowners all opposed to this variance and provided a signed petition and resolution to the board. He asked that the variance be denied and that the developer be directed to follow the current standard of one unit per one-acre lot. He declared that if the variance were permitted the County should be mandated to provide sidewalks and bike paths to the surrounding homes.

(2:51 p.m.) Allen Good, 5780 Capo Island Road, questioned why the south buffer that was located along his property would only be 20 feet and not the 30 feet that the north side was granted. He asked the commission to make the right choice.

(2:53 p.m.) Bruce Kendeigh, 240 Redfish Creek Drive, read aloud an article in the morning's Times Union authored by resident Don Beatty of Fruit Cove. He offered a listing of the forty-five residents on Capo Island Road and explained that Fish Island Road added twenty-six more residents. He expressed his concern with increased traffic and safety issues in the area. (2:57 p.m.) Discussion ensued. (3:00 p.m.) Kendeigh explained that the area did not need additional vehicles accessing the area because traffic and safety were already an issue. (3:01 p.m.) Meiszer asked Scott Clem, Director of Growth Management Services in St. Johns County to explain how Capo Island Road would handle the traffic caused by this development. He asked for an explanation of adequate capacity and why the County was over run with traffic issues and wondered why zoning did not conform to the reality of the area. (3:05 p.m.) Clem responded that the concurrency management system was only applied on arterial and the collector road system. He explained that Capo Island Road was classified as a local road so the County did not take traffic counts or perform the same type of concurrency analysis as would be done on US 1 because there was no system in place to evaluate a local road for this type of project. He explained that US 1 was the closest arterial or collector road and that capacity of US 1 was evaluated. He stated that a local road such as Capo Island Road would be evaluated during the construction plan review stage and recommendations such as turn lanes and traffic signals were determined at that stage. (3:07 p.m.) Meiszer responded that it was not logical to use US 1 as a concurrency model for a small country dirt road. He mentioned that the residential roads did not come under the concurrency management system and clarified that Capo Island Road did not qualify for concurrency. (3:08 p.m.) Stern asked if it were possible to do traffic flow studies and correction of traffic flowing through small residential areas. Clem answered that through law enforcement participation traffic calming would be effective. Discussion ensued. (3:11 p.m.) Kendeigh clarified that Capo Island had not been measured using the concurrency standard of arterial and major collector roads. Clem stated that it would not be evaluated using that standard.

(3:12 p.m.) Warren Qualls, 5735 Capo Island Road, stated that he was concerned about additional traffic on the roadway. He explained that Grumman and Eagle Creek were already contributing to the problem and asked the board to deny the request. He asked the developer to build a separate entrance from US 1 into the new development.

(3:16 p.m.) Steve Mitherz, 17 Sea Oaks Drive, stated that he was part owner of a portion of the land that would be sold to the developer if the project were approved and that the land had been in his family for over fifty years.

(3:18 p.m.) John Donnelly, 245 River Island Circle, spoke in opposition to additional traffic. He stated that Grumman traffic caused safety issues. He asked that the County do something to address traffic and safety concerns and asked the Commission to consider stop signs at each intersection and requested their consideration to the impact the traffic would have on the community. (3:21 p.m.) Jacalone requested the intersection at Island Landing and Capo Island Road and other areas be evaluated and stop signs installed where necessary.

(3:23 p.m.) Judeanne Milstead, 280 Red Fish Creek, expressed her concern over the increased traffic and safety concerns. She explained that Grumman employees exit recklessly. She explained that schools should be considered and that overcrowding is inevitable. She asked the commission to learn to say no to the developers. She encouraged the commissioners to deny the request or negotiate in good faith for the community.

(3:26 p.m.) Metcalf clarified the applicant was not requesting a variance that they were requesting a Planned Unit Development zoning. He stated that the applicant had agreed to make the roads private and no longer seeks a waiver. He mentioned that most of the concerns raised by the citizens were related traffic, but clarified that the common concern was speeding vehicles driven by people using the road as a cut through and not traffic congestion and reiterated that the applicant offered the solution of installing a roundabout to assist in traffic calming in the area. He addressed sidewalk issues and stated that the developer would install a sidewalk along Capo Island Road, the length of their frontage. He stated that the pond could be made a common area. He noted that the lots on the north and south property line were currently 85 feet wide and that the developer would be willing to increase the minimum lot width to 100 feet at the rear property line. (3:33 p.m.) Jacalone stated that the County would not be willing to reduce land use rights by designating the area as Residential A. He discussed development options and maintenance issues and elimination of lot lines to make the pond area common. (3:36 p.m.) Maguire stated that stop sign installation and enforcement of traffic violations were necessary. He mentioned that the roundabout would offer significant traffic calming in the area and further reviewed the applicant's concessions. (3:40 p.m.) Stern stated that the roundabout was a wonderful way to address traffic concerns and that the installation of stop signs would help significantly. She was glad that the applicant would address the density issue by eliminating two lots from the plan. (3:41 p.m.) Maguire recommended that the chair write a letter to Grumman requesting they control their traffic. (3:42 p.m.) **Motion by Jacalone, seconded by Stern, to enact Ordinance 2004-31, known as PUD 2003-30 Istorla PUD adopting findings of fact to support the motion with the following conditions: 100 foot minimum rear lot line on northern most and southern most lots excluding lots 29, 21 and 13 and that the roads remain private and that the maintenance and ownership of the rights-of-way within the development also remain private; that the roundabout be constructed to the standards described earlier; that the sidewalk be constructed as a requirement of this PUD within the County right-of-way approved by the Road and Bridge Department as far a location and that the ponds remain in common area only and that the maximum number of lots be**

changed from 43 to 41. (3:44 p.m.) Lopez asked the Board if they wanted to address the landscaping issue within the motion, regarding the roundabout and they concurred. **Jacalone added that the Home Owners Association by separate agreement, be responsible for the landscaping the roundabout.** (3:44 p.m.) **The motion carried 3/1 with Meiszer opposed and Commissioner Bryant absent.**

ORDINANCE NUMBER NO. 2004-31

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, REZONING LANDS AS DESCRIBED HEREINAFTER FROM OR (OPEN RURAL) TO PUD (PLANNED UNIT DEVELOPMENT); PROVIDING FINDINGS OF FACT; PROVIDING A SAVINGS CLAUSE; REQUIRING RECORDATION AND PROVIDING AN EFFECTIVE DATE

The meeting recessed at 3:45 p.m. and resumed at 3:56 p.m. with Stern, Jacalone, Maguire, Meiszer, Halstead, Hunt, and Diane Gorski, Clerk's Office present.

(05/04/04 - 16 - 3:56 p.m.)

11B. APAC, INC., ASPHALT ROCK CRUSHER NOTICE

Stern explained that she had added this to the agenda for discussion. She explained that the Board, Mr. Adams and Mr. Bosanko had received a memorandum dated April 30, 2004 from Laura Barrow, Assistant County Attorney regarding the APAC Asphalt plant located off SR 207. (3:57 p.m.) Barrow explained that APAC had recently applied to the Department of Environmental Protection (DEP) for a permit for a rock crusher. She explained that the public had previously expressed concern over the noise, dust and fumes in relation to the asphalt plant operation and mentioned that the Board had recently addressed these issues. She stated that she brought the issue to the Board in the event that the rock crusher would cause the neighbors to complain about additional noise in the area. She said that she had spoken with David Church, Vice President of APAC regarding the permit to DEP that requested there be no limitation to the hours of operation of the rock crusher. She mentioned that Church explained that APAC would agree to limited hours of operation and that the rock crusher was a portable unit and would only be used a few weeks out of the year. (3:59 p.m.) Stern asked Hurst to approach the Board and explain the hours of operation for the machine. (4:00 p.m.) Tim Hurst, 508 N.W. San Jose Drive, Environmental Health and Safety Director of APAC, Inc., approached the Board and offered to answer questions regarding the rock crusher. He explained that it would be operational 7:00 a.m. to 7:00 p.m., Monday through Saturday for approximately 2,000 hours a year. Barrow mentioned that Church had agreed to operate the machine from 8:00 a.m. to 7:00 p.m. (4:01 p.m.) Meiszer requested a normal eight-hour workweek. He asked for clarification on the machine. Hurst explained that it recycled asphalt. Meiszer asked how much noise was made and if the operator wore ear protection. Hurst stated that it did not make much noise but that the operator did wear ear protection. Hurst stated that while the material was being crushed it caused particles in the air that surrounded the machine and operator. (4:04 p.m.) Maguire had concerns about the noise level and dust in the air. He asked for limitations at the location. Hurst stated that it would only be on site 2000 hours, about 8 times a year and that 2000 hours was the industry standard. Maguire suggested that the operation might be better located elsewhere. (4:05 p.m.) Stern asked if there were a vibration associated with the rock crusher and Hurst answered that it was more of a milling operation and that no vibration would be associated with it. She asked that the operating hours be limited to 8:00 a.m. to 6:00 p.m. She asked Barrow to work with Church to work out the days and times of operation. Barrow stated that the Board had

no real authority over time limits and that the DEP would be issuing a permit. She mentioned that there were no rules or regulations to prevent the DEP from issuing the permit. She explained that the DEP might take the County's suggestions under consideration if given to them in writing and that they might consider including those suggestions as conditions of the permit. She also suggested that the Board could rely on the promise received from Church to Barrow to limit the hours of operation. (4:07 p.m.) Stern stated that she would like to keep the issue at the County level and that she was confident that Church would continue to work with the County. (4:08 p.m.) Meiszer clarified that the unit was mobile and asked if the equipment had a drum associated with it. Hurst concurred and explained that it functioned more as a mixer. (4:09 p.m.) Stern asked Barrow to work with Church regarding the operating hours. Hurst explained that APAC would run the equipment from 8:00 a.m. to 7:00 p.m. Monday through Saturday with a 2000-hour annual limit and mentioned that the rock crusher was not owned by APAC and that it would be leased three or four times a year. Discussion ensued. Stern requested Barrow give the board a progress report.

(05/04/04 - 17 - 4:14 p.m.)

11C. CONSIDER MOTION TO ADOPT A RESOLUTION SUPPORTING PATIENT-CENTERED HEALTH NETWORK'S APPLICATION TO OBTAIN FEDERALLY QUALIFIED HEALTH CENTER STATUS FOR THE HASTINGS AREA

(Item moved from Regular Morning Agenda Item # 5)

Stern reviewed the request for the Board. (4:14 p.m.) Jacalone stated that the Board should support the request and that there was no funding required from the County. (4:15 p.m.) **Motion by Jacalone, seconded by Meiszer.** Dr. Marathe expressed his appreciation of the Board's support of the Hastings Clinic. He reviewed the future expansion and explained that it would provide a pharmacy and medical supply house, once funding was obtained. He asked for letters of support from the Commissioners to include in the Hastings Clinic letter of application for the federal grant program. (4:18 p.m.) Jacalone questioned the rendering of a new Hastings Clinic displayed to the board and asked Marathe if he planned on building the new clinic. Marathe answered that once the funding was approved construction would begin. (4:18 p.m.) **The motion carried 4/0, with Bryant absent, to enact Resolution 2004-93, supporting a patient-centered health network's application to obtain federally qualified health center status for the Hastings area.**

RESOLUTION NO. 2004-93

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, SUPPORTING PATIENT-CENTERED HEALTH NETWORK (PCHN) APPLICATION TO OBTAIN FEDERALLY QUALIFIED HEALTH CENTER STATUS FOR THE HASTINGS AREA

(05/04/04 - 17 - 4:19 p.m.)

8. CONSIDER A RESOLUTION AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE FEDERAL TRANSIT ADMINISTRATION FOR FEDERAL TRANSPORTATION ASSISTANCE FOR PUBLIC TRANSIT PROJECTS

Shawn Collins explained that the City of St. Augustine and portions of unincorporated St. Johns County had been designated as urbanized area based on the 2000 census results. He stated that the designation of an urbanized area had given the County an opportunity to apply for a Federal Transit Administration Grant and that there were

two years of appropriations available to the County. He explained that the approval of this resolution would authorize the County Administrator or his staff to apply for the grant. (4:20 p.m.) **Motion by Maguire, seconded by Jacalone, carried 4/0, with Bryant absent, to enact Resolution 2004-94, authorizing the filing of an application and execution of an agreement with the Federal Transit Administration for federal transportation assistance authorized by 49 U.S.C. Chapter 53, Title 23 United States code and other federal statutes administered sited by the Federal Transit Administration.**

RESOLUTION NO 2004-94

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE FILING OF AN APPLICATION AND THE EXECUTION OF AN AGREEMENT WITH THE ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FOR FEDERAL TRANSPORTATION ASSISTANCE AUTHORIZED BY 49 U.S.C. CHAPTER 53, TITLE 23 UNITED STATES CODE AND OTHER FEDERAL STATUTES ADMINISTERED BY THE FEDERAL TRANSIT ADMINISTRATION

(05/04/04 - 18 - 4:21 p.m.)

9. DISCUSSION OF RESOLUTION 96-21 WHICH OUTLINES THE COUNTY'S METHOD OF NAMING THE COUNTY'S ARTERIAL/COLLECTOR ROADWAYS

Scott Clem, Director of Growth Management Services, mentioned that staff was asking the Board for direction in the process of naming new County roads. He explained that the process in naming arterial or collector roads had followed a different, but well defined process. He mentioned that the Board had given itself the right to name arterial and collector roads in Resolution 96-21. Clem asked the Board for further direction. He asked if the Board would like to develop road names or whether staff would continue to use County road names. He explained that the County had gone through the process with DOT to have the road numbers assigned and that these roads needed to have a road name associated with them. He gave Fruit Cove Road, known as CR 13B, Roscoe Boulevard known as CR 210A, and Lewis Speedway, known as CR 16A as examples. Clem reviewed the issues brought before the Board today: 1. Would the County assign road names? 2. Who in the County would assign the road names? 3. Would the Commission need to review the names? 4. What procedure would be used to ensure that the road names were consistent? He explained that there had already been a request to name a section of CR 244, Aberdeen Parkway. He asked the Board if they wanted to have one consistent road name or if they would allow several different names along one particular road for addressing purposes. He explained that a section CR 2209 had a Russell Sampson Road address associated with it and asked whether it should be identified as Russell Sampson Road or CR 2209. He reviewed other road naming issues within the County. He asked for direction from the Board, particularly in instances where the road had already been named and had an existing address. Clem stated that there were three options available: 1. Accept the road name requests as they come forward. 2. Use the County Road number for addressing purposes. 3. The Board uses an alternative method of development of road names. (4:30 p.m.) Jacalone concurred with Clem that staff needed direction. He stated that in no circumstance should there be dual identities for any road segments. Jacalone explained that Russell Sampson Road from Racetrack Road to CR 244 should remain named Russell Sampson Road. He reviewed Resolution 96-21 and stated that the Board should continue to consider each road-naming request. (4:33 p.m.) Clem expressed

concern over requests to name each section of the same road differently, or having a name approved for one section of a roadway that then becomes the name of entire roadway. Clem anticipated objections from property owners. Jacalone reiterated that in his opinion, the County should decide the name of the roadways and that there should not be different names for different sections of the same roadway. He directed Clem to bring the requests before the Board with recommendations. (4:34 p.m.) Clem mentioned that the County had not named new roads in the past and that it was new territory for staff. (4:34 p.m.) Meiszer expressed his hope that the Commission would adopt guidelines and principles regarding the naming of roadways. He suggested keeping the names short and simple, one or two words, easy to spell and unique. He also requested that there be no duplication of names in any form. He asked the Commission to adopt some definitive guidelines so that staff could apply them at the application phase and then only be brought to the Board if problems arose. He suggested finding simple, straight forward, easy to spell names for roads. (4:41 p.m.) Clem explained there was a procedure in place to prevent the naming new roads with existing names and that no road name would be longer than eighteen characters. (4:42 p.m.) Maguire concurred with Jacalone regarding leaving Russell Sampson Road as named and that the North/South Corridor should have only one name. He asked that historical names be used. (4:43 p.m.) Stern stated that further discussion was needed on this topic. She mentioned that the North part of Russell Sampson would become part of the main North/South Corridor and Clem concurred. She stated that the intersection would be realigned so that there would be continuous travel from the North and that on the southern portion traffic would tee into the new portion of CR 2209. Clem mentioned that the roadway might be severed once the SR 9B roadway was built and that the two sides of the roadway would take on two separate configurations. Stern mentioned that this issue needed to be considered and that further discussion was needed. She asked the implications of naming the same road in different sections different names. (4:46 p.m.) Clem replied that it would not be an issue due to technology and the ease in finding an address through the new GPS systems. He mentioned that multiple names on a roadway would cause confusion for residents and visitors. (4:47 p.m.) Stern mentioned considering historical names and requests and directed staff to look to the Board for direction.

(4:48 p.m.) Gorski left the meeting and Deputy Clerk Robin Platt entered the meeting.

(05/04/04 - 19 - 4:48 p.m.)

9A. MOTION TO ADOPT A RESOLUTION APPROVING THE TERMS OF AN INTERLOCAL AGREEMENT BETWEEN ST. JOHNS COUNTY AND THE TOWN OF HASTINGS, AUTHORIZING ST. JOHNS COUNTY TO PAVE THE ROADS LOCATED WITHIN THE TOWN OF HASTINGS UNDER THE DIRT ROAD IMPROVEMENT PROGRAM (DRIP) *(Formerly Consent Item 5)*

Meiszer questioned why the County was paving roads within the Town of Hastings. Joe Stephenson, Director of Public Works, explained how the Interlocal Agreement came to pass. Meiszer suggested offering this type of agreement to the other municipalities within the county and discussion followed. (4:57 p.m.) **Motion by Meiszer, seconded by Jacalone, carried 4/0 with Bryant absent, to adopt Resolution No. 2004-95, approving the terms of the Interlocal Agreement between St. Johns County and the Town of Hastings, authorizing the County to pave the roads located within the Town [of Hastings] under the Dirt Road Improvement Program.**

RESOLUTION NO. 2004-95

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA,

**APPROVING THE TERMS AND CONDITIONS OF AN
INTERLOCAL AGREEMENT BETWEEN ST. JOHNS
COUNTY AND THE TOWN OF HASTINGS
AUTHORIZING ST. JOHNS COUNTY TO PAVE THE
ROADS LOCATED WITHIN THE TOWN OF HASTINGS
UNDER THE DIRT ROAD IMPROVEMENT PROGRAM**

(05/04/04 - 20 - 4:58 p.m.)
COMMISSIONERS' REPORTS

Commissioner Meiszer

Meiszer reported on the success of the Turtle Town Clean-up, which was held on April 24th.

(4:59 p.m.)

Commissioner Maguire

Maguire reported that HAWKE would be having an open house on May 9th, in the Hastings area.

Maguire also reported that the Historic Resource Review Board had met, and were requesting support to change their membership from one member per district, to two, for a total of ten members. Stern asked that an item be placed on the next agenda to address this request.

(5:03 p.m.) Meiszer pointed out that the Turtle Town Clean-up went from Crescent Beach to Mickler's Landing, and included Anastasia State Park. He also addressed an \$80,000 contribution from the Switzerland Fire Department for the Alpine Groves Park; stating that he had not seen it addressed on any agenda since it was made. He asked Halstead to check into the matter.

(5:04 p.m.)

Commissioner Stern

Stern reported that the annual legislative session in Tallahassee had ended, and that \$500,000 had been appropriated to address non-functional septic tanks in West Augustine. She asked for the to Board support her in a letter writing campaign to ask that this appropriation be funded, and not vetoed. The Board gave their support.

(5:06 p.m.)

Commissioner Jacalone

Jacalone asked for the Board's support in contacting the DOT, with a formal request to waive the ADA compliance requirement for the reconstruction and replacement of a walkover ramp at the Matanzas Bridge. He stated that the DOT wanted a fully ADA compliant ramp constructed; the cost of which would be from \$40,000 to \$60,000. The cost to replace what was there before would be \$5,000. The Board concurred.

(05/04/04 - 20 - 5:09 p.m.)
COUNTY ADMINISTRATOR'S REPORT

Halstead announced that the Budget Hearings started Monday, and would continue tomorrow. He confirmed that he had the Board's authorization to write the letter to the DOT.

(05/04/04 - 20 - 5:10 p.m.)
COUNTY ATTORNEY'S REPORT

Bosanko stated that he had met with the County's finance team, in regard to Item 4 from this morning. He asked for confirmation to use the new legal team to work on the Vilano case and the sales tax issue. He also requested that the Board consider the possibility of addressing the sales tax issue on a non-BCC day, as these items would probably take a long time and have considerable discussion; the selection of the underwriters could also be addressed at that time. He asked that Adams work with the Chair in setting a date for the special meeting and discussion followed. The Board gave Bosanko confirmation to proceed.

(05/04/04 - 21 - 5:14 p.m.)

CLERK OF COURT'S REPORT

No report.

The meeting recessed at 5:14 p.m. and reconvened at 5:38 p.m., with Stern, Maguire, Meiszer, Jacalone, Adams, Bosanko and Platt present.

(05/04/04 - 21- 5:38 p.m.)

12. PUBLIC HEARING - ADMINREZ 2004-01, NORTHEAST PLANNING DISTRICT. PURSUANT TO SECTION 163.3203, FLORIDA STATUTES, ST. JOHNS COUNTY HAS INITIATED AN ADMINISTRATIVE REZONING PROCESS IN ORDER TO BRING ALL PARCELS OF LAND IN THE COUNTY INTO CONSISTENCY WITH THE OVERLYING LAND USE, AS DESIGNATED ON THE FUTURE LAND USE MAP OF THE ADOPTED ST. JOHNS COUNTY COMPREHENSIVE PLAN. THE REZONING PROCESS WILL BEGIN WITH THE NORTHEAST PLANNING DISTRICT, FOLLOWED BY THE SOUTHEAST, SOUTHWEST AND NORTHWEST PLANNING DISTRICTS, RESPECTIVELY. THE EXISTING ZONING DESIGNATIONS IN THE NORTHEAST DISTRICT HAVE BEEN REVIEWED AND COMPARED WITH THE OVERLYING FUTURE LAND USE DESIGNATIONS TO DETERMINE WHERE INCONSISTENCIES EXIST. THERE ARE APPROXIMATELY 63 PARCELS, WHICH ARE PROPOSED FOR REZONING IN THE NORTHEAST DISTRICT. IN ADDITION THERE ARE NUMEROUS PARCELS WITHIN THE AIRPORT DISTRICT LAND USE DESIGNATION, WHICH ARE OWNED BY THE AIRPORT AUTHORITY THAT ARE PROPOSED FOR REZONING TO AIRPORT DISTRICT ZONING. IT IS STAFF'S OPINION THAT THE PROPOSED REZONINGS COMPLY WITH THE COMPREHENSIVE PLAN AND THE FUTURE LAND USE DESIGNATIONS, AND MEET THE INTENT OF CHAPTER 163.3203, FLORIDA STATUTES. THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THIS REQUEST, BY A VOTE OF 6 TO 0, AT THEIR APRIL 1, 2004 PUBLIC HEARING

Proof of publication of the Notice of Public Hearing regarding ADMINREZ 2004-01 (Northeast Planning District) was received, having been published in *The St. Augustine Record* on March 26 and April 21, 2004.

Bruce Ford, Chief Planner, presented the details of this item and passed out a newly revised Ordinance. Ford stated that a workshop was held at the Ponte Vedra Library, prior to any hearings, and that all of the affected property owners were notified. The residents requested that a provision be added that would waive the one-year limit on rezoning requests; Staff felt that that was a reasonable request. He then addressed the parcels that were owned by the Airport Authority.

Discussion ensued regarding how the property owners were notified; the rezoning of the Airport's parcels; and the rezonings not matching the land use, with Teresa Bishop, Planning Director, explaining.

(5:50 p.m.) Maguire recused himself from voting on some of the parcels, as his family owned some of the properties that were being rezoned, as well as adjacent properties to some of the others. He questioned Ford about a parcel, located adjacent to the Guana State Preserve. Additionally, Maguire wanted to know if these rezonings would affect property taxes. Bosanko explained that no one here could answer that question; that would be for the Property Appraiser to comment on. Maguire stated that he would like to get an answer on the tax issue before any zonings were changed.

(5:55 p.m.) Meiszer addressed the boundaries of the Airport Overlay District. He recommended making the northern boundary follow Gun Club Road.

(6:00 p.m.) Ed Wuellner, Executive Director of the Airport Authority, explained that the Airport owned three parcels north of Gun Club Road. Discussion followed regarding the Comprehensive Plan boundaries versus the parcel boundaries; the parcels that the airport actually owned; and zoning.

(6:06 p.m.) Jacalone explained that this item related to the rezoning of land, not a Comp Plan Amendment. He stated that he had spoken with Staff and was told that they were not going to do these rezonings to foster development; this lead him to question one of the parcels, located on Racetrack Road (the Cummer property), that they were proposing to rezone from Open Rural to Commercial Intensive. He stated that he did not feel that it was appropriate to do this rezoning administratively, as there was a DRI being planned for that area. Bishop explained that the property was designated as Intensive Commercial on the Future Land Use Map.

(6:10 p.m.) Meiszer revisited the airport rezonings, commenting on the Master Plan for the Airport that was in place about ten years ago. Wuellner stated that the same Plan was still in effect today, but that the Airport Authority was planning to redo the Plan by the end of this calendar year.

(6:15 p.m.) Stern again questioned why the parcel along Race Track Road was being rezoned in this manner. Bishop stated that the recommendation to rezone this property was made before the recent purchase of the property occurred. Jacalone stated that he could not support this item if that parcel was not removed from the packet. Bosanko commented that that parcel could be removed and that the Board could still address the rest of the parcels.

(6:17 p.m.) Jacalone questioned why there seemed to be an urgency to adopt these changes today; he felt that the entire county should be reviewed before any changes were adopted. Ford continued reviewing the parcels, addressing File No. NE 31 (17). Jacalone again questioned if there was a timing issue related to these rezonings: Bishop replied that there was not. Discussion followed on doing the rezonings for the entire county all at one time, and the Board agreed that that was the way they preferred to do it. Ford stated that there was one time sensitive issue, relating to File No. NE 4 (3). The owner of that parcel was trying to refinance her home and the bank found out that she had a non-conforming use and turned down her application. He illustrated the area on a map to show the non-conforming uses and to explain the zoning categories that the residents were requesting. The Planning Department was requesting a Commercial General classification.

(6:27 p.m.) Jacalone stated that these properties should be rezoned to Residential, as that was their current use; if someone wanted to do a commercial project in the area they could come in and submit a request for rezoning. He stated that the Administrative Rezoning process was not supposed to aid development. Meiszer supported Jacalone's comments.

(6:29 p.m.) Vivian Browning, 40 Beachcomber Way, explained the current zoning and uses of the parcels. She stated that she was a real estate broker who represented some of the owners of the parcels, some of which were currently listed, that were being proposed for rezoning. She stated that the owners who she was representing felt that their property would be devalued if it were rezoned to Residential, when the current zoning, along A1A, was Commercial Highway/Tourist.

(6:32 p.m.) Susan Green, Green and Cupperman, the County's consultant, explained that the zoning code (the LDC) allowed Commercial General in the Residential-C land use category. Bosanko explained that doing "spot zoning" and/or "reverse spot zoning" might raise legal issues; there needed to be a consistent zoning pattern in an area. Meiszer stated that the financial hardships of the applicants should not be the basis for these decisions.

(6:36 p.m.) Jacalone questioned if the Board could authorize the Administrator to provide information of its intent to rezone this property to Residential to the lender. Bishop stated that they could do that, if the Board wished; the Board agreed to contact the lender on behalf of the property owners, with discussion following.

(6:45 p.m.) Wuellner pointed out that the Airport Authority had been patiently waiting for over three years to have its property rezoned. The Planning Department had requested that they wait, and not bring each parcel before the Board to be rezoned, and allow them to rezone the parcels administratively. He discussed how the current zoning of Open Rural inhibited the use of their property. He suggested that the Board pull out the parcels that they were uncomfortable rezoning in this fashion, but still proceed with addressing the Airport's parcels. Bosanko stated that could be done.

(6:51 p.m.) **Motion by Maguire, seconded by Jacalone, to pull all of the parcels out, except for the Airport Overlay District, and approve that as presented.** Jacalone stated that getting this rezoning done administratively was to the Airport's advantage; Wuellner agreed. (6:55 p.m.) **The motion carried 3/1, with Meiszer dissenting and Bryant absent.**

(6:56 p.m.) **Motion by Maguire, seconded by Stern, carried 4/0 with Bryant absent, to enact Ordinance 2004-32, known as ADMINREZ 2004-01 (Northeast Planning District), adopting findings of fact to support the motion, per the previous motion that was approved.** Jacalone suggested that the motion should reflect the changes to the file, to wit: **to include only the applications contained within the Airport District. Maguire and Stern accepted the amendment.** Discussion followed regarding the changes that would be made by the enactment of this Ordinance. (7:02 p.m.) **The motion carried 4/0, with Bryant absent.**

ORDINANCE NO. 2004-32

AN ORDINANCE OF THE COUNTY OF ST. JOHNS,
STATE OF FLORIDA, ADMINISTRATIVELY
REZONING LANDS WITHIN THE NORTHEAST ST.
JOHNS COUNTY PLANNING DISTRICT AS
DESCRIBED HEREINAFTER FOR CONSISTENCY WITH

THE FUTURE LAND USE MAP; MAKING FINDINGS OF
FACT; REQUIRING RECORDATION; AND PROVIDING
AN EFFECTIVE DATE

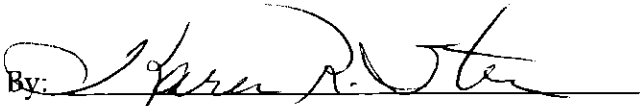
(7:02 p.m.) Motion by Jacalone, seconded by Maguire, carried 4/0 with Bryant absent, to adjourn. With there being no further business to come before the Board, the meeting adjourned at 7:02 p.m.

REPORTS:

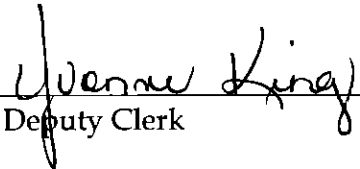
1. St. Johns County Check Register, Check Nos. 350317 through 350669, totaling \$2,803,230.74, dated 4/27/04

Approved June 1, 2004

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: 
Karen R. Stern, Chair

ATTEST: CHERYL STRICKLAND, CLERK

By: 
Deputy Clerk

